

Mayor Mary Cooper called the meeting to order at 7:00 p.m. Also present were Councilmembers Ed Sisson, Robert Jurca, Guy Pfalzgraff and Bill Seuell, along with City Manager Joe Kerby. Absent was City Attorney Mike Schottelkotte. A meeting notice was posted in the south window at City Hall at least twenty-four hours prior to the meeting.

**Pledge of Allegiance**

The Mayor led everyone present in the Pledge of Allegiance.

**Oath of Office**

The Clerk administered the Oath of Office to City Manager Joseph M. Kerby.

**Changes to the Agenda**

There were none.

**Minutes**

Councilmember Pfalzgraff requested the minutes reflect a change in the vote for Mayor. He stated he did not vote.

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Sisson to approve the minutes of April 20, 2010 with the changes stated. All in favor, motion carried.

**Citizen Comments**

Linda Tibbits, 21334 H75 Road, presented Council with insurance information for the Mounted Shooting Match.

**Special Permit for Temporary Closure; Area 51 Cycle Bike Show**

Community Development Director Glen Black reported that this application is for the 3<sup>rd</sup> Annual Delta Bike Show. They plan to close the parking lot between Hoolie's Place and Classic Computers located on the 200 Block of Main Street. He stated that the application is complete.

Rebecca Angel, 220 Main Street, owner of Hoolie's Place stated that this is the first year that they have been requested to fill out an application for a permit to close the parking lot. She questioned why they had to pay a \$500.00 deposit and submit proof of insurance.

Mayor Cooper explained the reason for the deposit.

Laurie Wilson, 2735 Unaweep, Grand Junction, questioned who would be there to follow up on the cleanliness of the parking lot at the time they finish with the bike show.

Public Works Director Jim Hatheway agreed to have someone there.

It was moved by Councilmember Jurca and seconded by Councilmember Sisson to approve the special permit for temporary closure for the parking lot next to Hoolie's Place for the Area 51 Cycle's Bike Show. All in favor, motion carried.

**2010 Overlay Project Bids**

Public Works Director Jim Hatheway stated that this is the annual overall project bids. This project will place a 2" asphalt overlay on 3<sup>rd</sup> street between King Street and Grand Avenue, Leon Street between 7<sup>th</sup> and 9<sup>th</sup> Streets, Riley Lane between 3<sup>rd</sup> and 5<sup>th</sup> east of 1600 Road, Columbine Court and Rose Court. These stretches of road have become rutted and rough due to utility construction and general wear and tear due to daily traffic. Mr. Hatheway reported that there were four bids received and summarized those bids. The favorable bid came in from Elam Construction at \$345,960.50.

Councilmember Pfalzgraff questioned if the bid came within the budgeted amount.

Mr. Hatheway stated that there was \$350,000.00 budgeted.

## **Regular Meeting, Delta City Council, May 4, 2010 (Cont.)**

### **2010 Overlay Project Bids (cont.)**

Councilmember Jurca questioned if Elam had done work for the City previously.

Mr. Hatheway reported that they have.

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Sisson to award the contract for the 2010 Overlay Project to Elam Construction. All in favor, motion carried.

### **1600 Road Signal Bids**

Public Works Director Jim Hatheway also reported that this project will construct the new traffic signal at the intersection of US Highway 50 and 1600 Road. This project received three bids and Mr. Hatheway summarized those bids. He stated that Sturgeon Electric was the low bidder. They have done work for the City in the past. He recommended Council award the contract to Sturgeon Electric in the amount of \$231,355.10.

Councilmember Pfalzgraff questioned if this was within the budgeted amount.

Mr. Hatheway stated that the amount is below the engineer's estimate by about \$70,000.

Councilmember Seuell also questioned about the funding participants.

Mr. Hatheway reported that Emerald Hills did escrow money, Delta County has committed \$25,000 and Riverwalk Subdivision will pay the City as their lots are sold.

It was moved by Councilmember Seuell and seconded by Councilmember Jurca to award the contract for the 1600 Road Signal Project to Sturgeon Electric. All in favor, motion carried.

### **The Shoppes at Delta PUD Final Plat**

Community Development Director Glen Black reported that this is Phase I, Final Plat. He presented the following background information:

- Owners: Bloc Chazco, LLC
- Located on the east side of Stafford Lane, east of Safeway and south of
- Taco Bell
- Property Contains 8.03 Acres and is Zoned B-2
- Phase I, Final Plat will create 3 commercial lots and 2 out lots for future development

Staff has recommends approval contingent upon completion or security of all the following requirements:

- Paving, striping and signage of parking areas
- Retention pond certificates and pond redesign completed on site plan
- All landscaping complete
- All other outstanding items completed and accepted by the City
- All corrections are made and accepted by the City to the Final Plat, Site Plan and construction drawings as noted by Staff
- Meet all City of Delta applicable requirements, standards and specifications

Charles Osmon, 101 North Fork Lane, Layton, UT, stated that they are waiting for asphalt. They anticipate having that in on Friday. The landscaping will be completed by the end of next week.

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Sisson to approve The Shoppes at Delta PUD, Phase 1, Final plat subject to all staff recommendations. All in favor, motion carried.

**Regular Meeting, Delta City Council, May 4, 2010 (Cont.)**

**Council Bill #1, 2010; First Reading**

Council Bill #1, 2010

AN ORDINANCE OF THE CITY OF DELTA, COLORADO, REVISING EXISTING TRAFFIC REGULATIONS, ADOPTING BY REFERENCE THE 2010 EDITION OF THE MODEL TRAFFIC CODE FOR COLORADO MUNICIPALITIES, AND EFFECTIVELY REPEALING THE PREVIOUSLY ADOPTED 2003 MODEL TRAFFIC CODE FOR COLORADO MUNICIPALITIES AND OTHER TRAFFIC REGULATIONS INCONSISTENT WITH THE ADOPTION OF THE 2010 CODE; AND PROVIDING PENALTIES FOR VIOLATION THEREOF

was read by the Clerk.

Chief of Police Robert Thomas stated that on behalf of City Attorney Mike Schottelkotte, Judge Fairlamb and himself they are recommending approval of the adoption of the 2010 Edition of the Model Traffic Code (MTC). Once the MTC is adopted they plan to review the penalty assessment.

Councilmember Pfalzgraff questioned how that will affect the City.

Chief Thomas stated that he believes there will be some changes.

Councilmember Jurca questioned if section 4 would then be changed.

Court Clerk Jolene Nelson stated that amount listed under section 4 is the maximum amount. She also stated that Judge Fairlamb does set a penalty assessment for various charges throughout the MTC.

Councilmember Pfalzgraff questioned if there were any other changes in the 2010 MTC.

Ms. Nelson presented various changes that she was aware of.

It was moved by Councilmember Sisson and seconded by Councilmember Pfalzgraff to adopt Council Bill #1, 2010 on first reading. Roll call vote: Councilmembers Seuell aye, Sisson aye, Jurca aye, Pfalzgraff aye and Cooper aye. Motion carried.

**City Attorney Comments**

There were none.

**City Manager Comments**

City Manager Joe Kerby asked Wilma Erven to give an update on the recreation center.

Culture and Recreation Director Wilma Erven presented Council an update.

Council agreed to have a work session on June 15<sup>th</sup>, 2010 at 5:30pm to have further discussions regarding the recreation center.

Ms. Erven also commented on Amendments 60 and 61 and stated she is working with the Finance Director to see how they will relate to the recreation center expansion.

Mr. Kerby reported on items that he has been working on. He stated that he is meeting with department heads and touring their various departments getting to know the departments and what projects they are currently working on. He stated that he is trying to get informed on the truck route and the rec center expansion. He thanked staff for being open and welcoming on those projects.

Mr. Kerby commented on various work sessions that he would like to hold in the near future and also having a retreat. He also commented on working with the Library on a possible

**Regular Meeting, Delta City Council, May 4, 2010 (Cont.)**

**City Manager Comments (cont.)**

partnership. He has been working with Fay Mathews and Steve Glammeyer regarding the long-term power purchase agreement.

Mr. Kerby also commented on Buena Vista and how they have made some changes throughout their municipality. He would like to invite staff and Council to visit Buena Vista and follow up with them on how they made their vision happen.

**Councilmember Comments**

Councilmember Jurca reported on the last Delta Housing Authority meeting.

Councilmember Pfalzgraff welcomed Mr. Kerby.

Mayor Cooper stated that she would like each of the Councilmembers to present two goals that Council can work on. She also stated that she received a letter regarding the Gunnison Basin Roundtable needing a representative from Council to attend those meeting. The Clerk will get more information regarding meeting times.

Ms. Cooper also stated that DMEA is having their annual meeting on June 19<sup>th</sup> at the Pavilion and they have invited Council to attend.

Ms. Cooper also presented information regarding the last Project 7 meeting.

The meeting was adjourned at 7:47 p.m.

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Jolene E. Nelson, City Clerk